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Paper No. 18

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OCT 20 1999

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In re Application of
TAKASHI YASHIMA
Application No. 08/787,850
Filed: January 23, 1997
Attorney Docket No. KIT 257 JEL/RSMG

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ON PETITION

This is a decision on the renewed petitions under 37 CFR 1.183, filed by facsimile transmission on October 6, 1999, to waive the requirements of 37 CFR 1.313(b) and under 37 CFR 1.313(b) to withdraw the above-identified application from issue.

The petitions are granted.

Petitioner requests that this application be withdrawn from issue and "abandoned in favor of a continuation application (which has already been filed hereon) so that the Examiner may consider the appropriate amendments seeking to correct the translation errors in the specification and claims."

The petition does not meet the conditions specified in 37 CFR 1.313(b) to permit withdrawal of this application from issue once the issue fee has been paid. However, it would be appropriate to waive the requirements of 37 CFR 1.313(b) since the facts of record establish an extraordinary situation requiring waiver of the rules in the interests of justice.

The application is withdrawn from issue. The express abandonment of this application is hereby recognized.

The application will be processed as an abandoned application and forwarded to Files Repository.

Telephone inquiries concerning this matter may be directed to Frances Hicks at (703) 305-8680.

A handwritten signature in black ink, appearing to read "Brian Hearn". The signature is fluid and cursive, with the first name "Brian" being more prominent than the last name "Hearn".

Brian Hearn
Special Projects Examiner
Office of Petitions
Office of the Deputy Assistant Commissioner
for Patent Policy and Projects